

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

**GLEND A SUE GARDNER, Individually
and As Personal Representative of The
Estate of Jacob Gardner; and DAVID
GARDNER,**

Plaintiffs,

vs.

**FREDERICK D. FRANKLIN, DONALD W.
KLEINE, DOUGLAS COUNTY
ATTORNEY'S OFFICE, Douglas County,
Nebraska; and DOES 1 & 2,**

Defendants.

4:21CV3145

ORDER

This matter is before the Court on its own motion pursuant to 28 U.S.C. § 455(a), which states: “Any . . . judge . . . of the United States shall disqualify himself in any proceeding in which his impartiality might reasonably be questioned.” Upon review of the complaint in the above-designated case, the undersigned judge shall, and hereby does, recuse himself from the above-designated case pursuant to 28 U.S.C. § 455(a).

The clerk shall refer the file to the Chief Judge for reassignment to a different magistrate judge.

Dated this 27th day of July, 2021.

BY THE COURT:

s/Michael D. Nelson
United States Magistrate Judge